



09 DEC 2002

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

#7

William M. Lee, Jr.
Lee, Mann, Smith, McWilliams, Sweeney & Ohlson
P.O. Box 2786
Chicago, IL 60690-2786

In re Application of
RUSHBROOKE, et al.
U.S. Application No.: 10/018,387
PCT No.: PCT/GB00/01576
Int. Filing Date: 20 April 2000
Priority Date: 26 June 1999
Attorney's Docket No.: 602-1551
For: MICROPLATE READER

DECISION ON PAPERS

UNDER 37 CFR 1.43

This decision is in response to applicant's "Renewed Request Under 37 C.F.R. § 1.43" filed 18 November 2002 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 25 October 2002, applicant was mailed a decision dismissing applicant's request under 37 CFR 1.43. Applicant was afforded one month in which to file any request for reconsideration.

On 18 November 2002, applicant filed the present renewed request under 37 CFR 1.43.

DISCUSSION

As stated in the decision mailed 25 October 2002, the signed statement filed by counsel on 10 September 2002 did not certify that the citizenship listed on the filed declaration in the signature box for inventor RUSHBROOKE is indeed that of Mr. RUSHBROOKE. Counsel has presently filed a statement to that effect. As such it is proper to grant applicant's petition at this time.

CONCLUSION

Applicant's renewed petition under 37 CFR 1.43 is **GRANTED**.

This application will be given an international application filing date of 20 April 2000 and a date of **05 June 2002** under 35 U.S.C. 371.

This application is being returned to the DO/EO/US for processing in accordance with this decision.



Boris Milef
Legal Examiner
PCT Legal Office



Derek A. Putonen
Petitions Attorney
PCT Legal Office
Tel: (703) 305-0130
Fax: (703) 308-6459